

HAMILTON COUNTY BOARD OF COMMISSIONERS
JANUARY 23, 2006

The Hamilton County Board of Commissioners met on Monday, January 23, 2006 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 12:30 p.m.

Board of Finance

Hamilton County Board of Finance President Christine Altman opened the 2006 meeting of the Hamilton County Board of Finance. A quorum was present of Christine Altman, Steven C. Dillinger, Steven A. Holt and Kim Good. Hamilton County Treasurer Kim Good presented the 2005 investment report. Altman asked if the depository list includes all of the banks in the area? Good stated the depository list is the list required by the State. Altman stated a lot of the local banks do not have accounts listed, but everyone has been requested to submit bids? Good stated everyone has bid. Holt motioned to adjourn. Dillinger seconded. Motion carried unanimously.

Board of Commissioners Public Meeting

President Holt opened the public meeting at 1:40 pm and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

Approval of Minutes

Dillinger motioned to approve the January 9, 2006 minutes. Altman seconded. Altman asked that the RTA appointment was listed as Judy Levine, it was incorrect, it was whatever position she had before. The intent was not to change Altman's current position on RTA. Holt motioned to accept Levine's resignation from the RTA, which was inadvertent and appoint Altman to that position. Dillinger seconded. Motion carried unanimously.

Executive Session Memoranda

Dillinger motioned to approve the Executive Session Memoranda for January 23, 2006. Altman seconded. Motion carried unanimously.

Appointments

Aviation Commission

Dillinger motioned to appoint Theodore Moran and Arden Johnson to the Board of Aviation Commissioners. Altman seconded. Motion carried unanimously.

Plan Commission

The appointment for the Hamilton County Plan Commission remained tabled.

Indianapolis Department of Waterworks Service Advisory Board

The appointment for the Indianapolis Department of Waterworks Service Advisory Board remained tabled.

Plat Approval

Mr. Mike McBride recommended approval of the plat for Lot 2, Noblefield Business Park. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Highway Business [1:52:52]

Acceptance of Bonds/Letters of Credit - Highway Department

Mr. Jim Neal requested the acceptance of Bonds and Letters of Credit for the highway department. 1) HCHD #B-99-0110 - Erie Insurance Company Continuation Certificate for Bond No. Q95 5970062 R issued on behalf of Stoney Creek Estates, LLC in the sum of \$5,000 to now expire November 9, 2006. 2) HCHD #B-03-0066 - United States Fidelity and Guaranty Company Continuation Certificate for Bond No. 400SV2417 issued on behalf of Delello & Sons Asphalt Paving Inc. in the sum of \$25,000 to expire June 13, 2006. Altman motioned to accept. Holt seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Highway Department

Neal requested the release of Bonds and Letters of Credit for the highway department. 1) HCHD #B-03-0020 - St. Paul Fire and Marine Insurance Company Bond 400SD9975 issued on behalf of Lauth Property Group for a driveway to be cut on Small Structure of 146th Street, 450' W. of Intersection of Greyhound Pass and 146th Street; referenced Clay Terrace. 2) HCHD #B-04-0012 - United Fire & Casualty Company Performance Bond issued for The Airmarking Company in the sum of \$5,000 for Category #8 Pavement Markings expiring January 26, 2006. 3) HCHD #B-04-0017 - St. Paul Fire and Marine Insurance Company Supply Bond #400TC6656 issued on behalf of Irving Materials, Inc. in the sum of \$5,000 to furnish sand, stone and gravel for calendar year 2004 to expire February 9, 2005. 4) HCHD #B-04-0018 - Ohio Farmers Insurance Company Contractor's Bond for supplies No. 504438 issued on behalf of Shelly & Sands, Inc. in the sum of \$15,000 for Category 2 - paving mixtures for the area of county west of SR 19, North of SR 32 and west of White River, south of SR 32 to expire February 28, 2005. 5) HCHD #B-04-0019 - Gulf Insurance Company Supply Contract No. B1 2683742 issued on behalf of Interstate Road Management Corporation in the sum of \$5,000 for 2004 Pavement Traffic Markings - item #8 to expire March 1, 2005. 6) HCHD #B-04-0020 - Safeco Insurance Company Performance Bond No. 6197465 issued on behalf of Cargill, Inc., Deicing Technology, in the sum of \$25,000 for a period of March 1, 2004 to February 28, 2005. 7) HCHD #B-04-0021 - St. Paul Fire and Marine Insurance Company Supply Bond No. 400TC6660 issued on behalf of E&B Paving, Inc. in the sum of \$15,000 for Category #2, paving mixtures for a period of March 1, 2004 to February 28, 2005. 8) HCHD #B-04-0022 - Travelers Casualty and Surety Company Supply Bond No. 104087485-5 issued on behalf of Marathon Ashland Petroleum LLC in the sum of \$25,000 for the period of March 1, 2004 to February 28, 2005 for Category 3b - Liquid Asphalts. 9) HCHD #B-04-0028 - Fidelity and Deposit Company Performance Bond No. 8735138 issued on behalf of T&R Pavement Markings, Inc. in the sum of \$5,000 for Pavement Markings Categories 8a, 8b, 8f, 8g, 8h for a period from March 3, 2004 to February 28, 2005. 10) HCHD #B-04-0029 - Fidelity and Deposit Company Payment Bond No. 8735138 issued on behalf of T&R Pavement Markings, Inc. in the sum of \$5,000 for Pavement Markings Categories 8a, 8b, 8f, 8g, 8h for a period from March 3, 2004 to February 28, 2005. 11) HCHD #B-04-0033 - Fidelity and Deposit Company Performance Bond issued on behalf of Gallagher Asphalt Corporation in the sum of \$343,769.88 for Resurface Contract 04-1 Hot in Place Recycling of various rads to expire March 29, 2005. 12) HCHD #B-04-0034 - Fidelity and Deposit Company Payment Bond \$8663078 on behalf of Gallagher Asphalt Corporation in the sum of \$343,759.88 for Resurface Contract 04-1 Hot in Place Recycling of various road to expire March 29, 2005. 13) HCHD #B-04-0037 - St. Paul Fire and Marine Insurance Company Performance Bond No. 400TD4044 issued on behalf of E&B Paving, Inc. for Resurface Contract 04-2 to expire April 6, 2005. 14) HCHD #B-04-0054 - Fidelity and Deposit Company Performance Bond #8705174 issued on behalf of Calumet Asphalt Paving Co., Inc., for Resurface Contract 04-3 to expire May 26, 2005. 15) HCHD #B-04-0055 - Fidelity and Deposit Company Payment Bond #8705174 issued on behalf of Calumet Asphalt Paving Co., Inc., for Resurface Contract 04-3 to expire May 26, 2005. 16) HCHD #B-04-0081 - St. Paul Fire and Marine Insurance Company Performance Bond No. 400TE15558 issued on behalf of E&B

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Paving, Inc. for Resurface Contract 04-4 to expire August 9, 2005. 17) HCHD #B-04-0082 - St. Paul Fire and Marine Insurance Company Payment Bond No. 400Te15558 issued on behalf of E&B Paving, Inc., for Resurface Contract 04-4 to expire August 9, 2005. 18) HCHD #B-04-0087 - Ohio Farmers Insurance Company payment Bond issued on behalf of Shelly & Sands, Inc., in the sum of \$450,799.60 for Resurface Contract 04-5 to expire August 9, 2005. 19) HCHD #B-04-0088 - Ohio Farmers Insurance Company Performance Bond No. 414384 issued on behalf of Shelly & Sands, Inc. in the sum of \$450,799.60 for Resurface Contract 04-5 to expire August 23, 2005. 20) HCHD #B-04-0068 - St. Paul Fire and Marine Insurance Company Performance Bond issued on behalf of E&B Paving, Inc. for Resurface Contract 04-6 to expire July 1, 2005. 21) HCHD #B-04-0069 - St. Paul Fire and Marine Insurance Company Payment Bond issued on behalf of E&B Paving, Inc. for Resurface Contract 04-6 to expire July 1, 2005. 22) HCHD #B-04-0105 - Fidelity and Deposit Company Payment Bond No. 8705239 issued on behalf of Calumet Asphalt Paving Co., Inc. for Resurface Contract 04-16 to expire October 28, 2005. 23) HCHD #B-04-0106 - Fidelity and Deposit Company Performance Bond No. 8705239 issued on behalf of Calumet Asphalt Paving Co., Inc., for Resurface Contract 04-16 to expire October 28, 2005. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Agreements [1:53:37]

United Consulting Engineering Hourly Rates

Neal requested approval of an amended Agreement for Engineering Services dated 2/16/1988 between Hamilton County and United Consulting Engineers, for their hourly rates. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

A & F Engineering Hourly Rates

Neal requested approval of the A&F Engineering 2006 hourly rates agreement. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Speed Bump Policy

Neal stated the highway department has revised the proposed Speed Bump Policy. Altman asked her revisions be included in the final draft to be brought back to the next meeting.

Consultant Selection

#146th Street Extension

Neal stated he and Mr. Thurman have reviewed the RFP's for Construction Engineering Services for the 146th Street Extension from SR 37 East to Boden Road. Altman motioned to employ United Consulting Engineers & Architects/American Consulting/Floyd E. Burroughs as our inspection engineers on 146th Street. Dillinger seconded. Motion carried unanimously.

Bridge #147, 161st Street over Cool Creek

Bridge #119, 191st Street over Stony Creek

Neal requested selection of consultants for Bridge #147, 161st Street over Cool Creek and Bridge #119, 191st Street over Stony Creek. Dillinger motioned to select Floyd E. Burroughs & Associates for Bridge #147 and First Group Engineering for Bridge #119. Holt seconded. Motion carried unanimously.

Announcements [2:00:08]

Highway Meeting

Mr. Brad Davis reminded the Commissioners of their Friday morning highway meeting to be held January 27, 2006 at 7:30 am in Conference Room 1A.

106th Street in Boone County

Altman asked if the highway department will be attending the public hearing for the alignment of 106th Street in Boone County? Neal stated the highway department has been involved in the planning and has seen the plans.

Allisonville Road Project

Altman asked if the county has anything to do with the Allisonville Road project? Howard stated they have informed the attorney that the project is a Town of Fishers project and to direct all requests for liens, etc. to Fishers.

Annual Highway Bids

The annual bids for the highway department were taken to Conference Room 1A to be opened. Bids were opened by Michael Howard. Form 96, Bid Bond and Financial Statements were included unless otherwise specified. Category 1 - Aggregates - US Aggregate, Irving Materials, Martin Marietta. Category 2 - Bituminous Mixtures - E&B Paving, Milestone Contractors, Shelly & Sands. Category 3 - Liquid Asphalts - Asphalt Materials, Marathon-Ashland Petroleum. Category 4 - Pipes/Drainage Structures - CPI Supply, Metal Culverts, Inc., St. Regis Culverts. Category 5 - Pre-Engineered Timber Bridges & Components - American Timber Bridge, St. Regis Culverts. Category 6 - Gasoline/Fuel & Lubricants - Hamilton County Co-op. Category 7 - Treated Salt - North American Salt (no bid), Cargill, International Salt (no bid). Category 8 - Pavement Traffic Markings - T&R Traffic Marking, Airmarking Company, Interstate Road Management. Category 9 - Weed & Brush Control - Townsend Tree Service. Category 10 - Tree/Stump Removal - Asplaugh, Bartlett Tree Experts, Autumn Oaks Complete Tree Service, Townsend Tree Service, Mt. Hood Tree Care, Inc. All bids were referred to the highway department for review and recommendation at the February 13, 2006 Commissioners meeting.

Bid Opening

106th Street over Cheeney Creek

Bids were received and opened at the Hamilton County Highway Department on January 11, 2006 at 4:00 pm for the emergency repair of the Small Structure on 106th Street over Cheeney Creek. Michael Howard opened the bids. Form 96, Bid Bond, Financial Statement and Acknowledgment of one Addendum were included unless otherwise specified. 1) Beaty Construction - \$68,584.00. 2) Duncan Robertson - \$63,286.00. 3) Erber & Milligan - \$35,840.00. 4) George Harvey & Son - \$53,850.00. The bid was awarded to Erber & Milligan as the lowest responsive bidder. Also present at the bid opening were Jim Neal, Highway Engineer; Brad Davis, Highway Director; Matt Knight, Bridge Engineer; Mike McBride, Highway Technical Engineer; Dave Lucas, Highway Inspector; Chris Pope, United Consulting Engineers; Max Metser, Beaty Construction; Brian Pickering, Erber & Milligan; Dick Harvey, George R. Harvey & Son, Inc. and Ginny Hughes, Recording Secretary.

2006 Insurance Renewals [2:02:46]

Mr. Doug Walker presented a summary of the 2006 Insurance Policy Renewals. The Insurance Committee has reviewed the bids and recommendation. The premium for 2006 would be \$884,622.85. Walker stated the frequency of claims is down in 2005 which is a result of what the Risk Management Director is doing throughout the county. Dillinger stated there is a cost of \$25,000 for Terrorism coverage. Walker stated this policy covers a foreigner or US citizen with a relationship with a foreign government on an act against the US government. The Oklahoma situation was not an act of terrorism, it was an individual act, which would be covered under normal coverage. The terrorism

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coverage would be for attacks such as 9/11, which was by foreign nationals. Walker recommended the county take this insurance. Dillinger stated it is hard for him to say we should pay another \$25,000 for this isolated, specific coverage. Altman stated she has spent hours on the homeland security issues and if there is a target it will be government infrastructure. We have been underwritten with federal funds and working with the UASI grants she is more comfortable with that expenditure. Holt asked if this is the same for businesses and homeowners? Walker stated they could opt out. If this was not government he could make the recommendation not to take it, but since it is government and you have high property values in dense locations, he is recommending it. Altman stated with the investment in this coverage we avoid the argument of who took out the bridge, if we get so unlucky that it happens. Altman motioned to accept the insurance package B as presented with the inclusion of the terrorist coverage. Dillinger seconded. Motion carried unanimously.

Port Authority TEA-21 Application

Ms. Rhonda Klopfenstein requested approval and signature on the Hoosier Heritage Port Authority TEA-21 Application. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Altman stated the County Council has asked that Ms. Klopfenstein go through with the paperwork that the county become a full 1/3 member of the board. Altman recommended Ms. Klopfenstein contact John Culp, County Council attorney.

The commissioners took a break in the meeting.

Holt reconvened the meeting. [2:29:13]

Unsafe Houses

10460 Combs St - Mrs. Jennifer Essex

Mrs. Jennifer (Essex) Johnson stated she is waiting for Judge Pfleging to make a final decision on the property at 10460 Combs Street, Indianapolis, Indiana. Ms. Johnson stated she owned the property before she was married, during her marriage they accumulated several properties and deeds were always put her ex-husband's name. Her ex-husband has left this property without siding and has taken things out of the house. She is not financially able to take care of repairing the damage and is waiting for Judge Pfleging's decision, which was to be handed down after Christmas. The home is in foreclosure. The property can not be rented out. She does not know what else she can do. Altman stated assuming the Judge awards her the property, what is her intent? Johnson stated Habitat for Humanity may be interested in the property. Johnson stated if she is awarded the property her intent is to sell it, she is not capable of doing anything with it. Holt asked Kiphart if public safety is in jeopardy? Kiphart stated the neighbors have called because of the appearance. A lot of the house has no siding at all. The house is boarded up so no one can go in the doors or get in the windows. Holt stated with the foreclosure and waiting Judge Pfleging's judgement we should table this issue. Altman stated we had a determination that the house would be destroyed. Holt stated unless we heard from Mrs. Johnson that we should take another action. Altman motioned staying our decision for 60 days and revisit it the first meeting of April. Dillinger seconded. Motion carried unanimously. Holt stated the date would be April 10th and recommended Ms. Johnson contact Mr. Kiphart for a time.

2411 and 2413 Westfield Road - Zheng, Sai Ping & Aheng Sheng Zheng T/C

Mr. Jerry King stated the house located at 2411 Westfield is to be torn down. Huffman Construction has been contacted for the demolition. The house located at 2413 Westfield Road is still liveable. They will talk to the fire department to burn down the home on the east or hire someone to tear down the home. The 2413 home main problem is the siding, which is old and dirty. They will have to get a pressure washer to clean it. There are no roof leaks. The main problem is the yard, which they will hire someone to cut it down. They have owned the property for a couple of years. Holt asked when are you going to get the yard straightened up? King stated the yard was done not too long ago. He will talk with his neighbor to mow the grass every two weeks. There is no trash in the yard. Kiphart stated the home at 2413 had quite a bit of stuff in the yard, which could not be mowed around. He was able to enter the home and it did look like there was a leak in the roof. The house was not secured. There were several problems. He would like to meet Mr. King at the home and go over what specifically needs to be done. Altman asked if Kiphart will create a written punch list that will be completed by a specific date, if allowed by this Board? Howard asked what length of time? Howard recommended continuing this hearing and if the work is not done by the specified date Mr. King would reappear. Kiphart suggested three weeks - the one house torn down with debris removed, yards cleaned up on both properties and repairs made. Mr. King stated he may have a problem having the home torn down within a three week period but he will do his best to work with his contractor. Holt stated we will revisit this issue on February 27th at 2:20 pm. Dillinger motioned to approve. Altman seconded. Motion carried unanimously. Altman stated we expect these things done or we will order the homes demolished. Mr. King stated he has spoken with the fire department and they think they may be able to burn it down for them, which is no cost for them. If this takes beyond the time frame, would they allow the extension? Altman stated you have a five week period and you will have to clean the rubble and make it safe.

Superior 6 Build-Out [2:41:34]

Mr. John Barbee stated Envoy has worked with Polly Pearce on a scope and cost estimate for the build-out of Superior Court 6. Barbee stated a designer needs to be selected and then Envoy will work with the designers, Judges and court staffs on the design. They will then seek approval from the Commissioners and then prepare a cost estimate based on those drawings. Envoy will do the bidding, award the projects and construction. Altman stated we should set a budget and let the budget set the design. Barbee stated a budget has been done. Altman stated that was a budget for levy appeal and it was an extremely high budget. She will not vote to set an architect free on that budget. Barbee stated they can adjust the budget but there are still a lot of unknowns. They would prefer to have a designer establish the scope and then they would revise the budget. Holt motioned to appoint Browning Day. Altman stated last time we spent a ton of money on Browning Day and they did not give us satisfactory results, in her opinion. Holt stated the memory of the old building and every new hand having an act in what was done with the next renovation and what a mess it was makes him think we are well served to stay the course on the judicial center. They have been involved in every renovation we have done and he thinks every renovation has turned out great. There has been consistency. Mr. Scott Warner requested they reconsider Browning Day. They have yet to receive final completion on the Prosecutor's expansion due to oversights on Browning Day's design and engineering. We also had a problem on the retrofit from six years ago with similar issues. We have used American Consulting when Superior 3 and ISS build out was done and had a very good experience with them. Holt's motion failed due to lack of a second. Dillinger asked if Envoy would make a recommendation. Envoy stated they feel comfortable with anyone the Commissioners choose. Dillinger motioned to appoint American Consulting. Altman seconded. Motion carried unanimously. Altman asked they come

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up with a design budget first and a design fee first and then go forward at the next meeting. Barbee stated they will work with them and bring it back for approval.

Juvenile Detention Services Center

Dawson stated he will set up with Fred Swift, a courtesy walk-thru on the study of the north-south work release center prior to the retreat with each Commissioner and the Council President. Dawson requested a change to the retreat agenda, they will be discussing central dispatch as part of the study and he would like to have that included with the discussion of the study.

Retreat

Altman asked what is the timeframe for the February 22nd retreat? Holt stated he hopes to be adjourned by 2:00 pm. Altman stated she does not think we will get done with the times listed. She does not see any time with Reuter regarding the scheduling of outstanding bond issues and how they might fall off of the scope. Holt agreed and asked Swift to move Reuter to the top of the meeting.

Buildings and Grounds - Transfer of Funds

Mr. Scott Warner requested a transfer of funds from one line item to another for additional landscaping work at the Fairgrounds. He would like to transfer funds from the Water and Sewage line item, which he anticipates having surplus funds to the landscaping line item. Altman stated she does not understand, with the labor issues, why the labor is not being done by volunteers? Altman stated she has a problem with the extras being paid for by county funds with how tight we are with the county budget. Warner stated the turf treatments, trimming and soil drenching for bores require professionals, especially handling the chemicals. Master Gardeners do maintain certain areas on the grounds but they are not professional in the services we are looking for. Altman asked who certifies the chemical applications, the Extension office puts on those seminars and certifies the licenses. Altman stated she thought that was put on by Soil and Water and the Extension office. Warner stated he is not familiar with those programs. We do know Boram is certified with the chemicals and have maintained our landscaping for the past three years and have done an excellent job. Dillinger stated the question is with kids having to do projects, why would some of these items not be their projects? Warner stated he can not answer that, he could bring that question to the Buildings and Grounds Committee to see if they would do that. Dillinger suggested Warner discuss with the Buildings and Grounds Committee the things they can not do and bring back a list of the things they can not do and why they can not do them. Altman asked Warner to find out who certifies for the chemical applications.

Commissioner Committee Reports [2:53:36]

Homeland Security

Altman stated she has spent days on Homeland Security issues. She went to Houston, Texas to a Homeland Security Conference. We need assistance in the urban area grant realm in revising our strategies and implementation steps. Altman recommended John Mack, who is available at the rate of \$55.00 per hour. We have \$20,000 available out of the urban area funds already allocated. Marion County has assured us, but does not have it writing, that they will reimburse these costs. Given their time frame on getting contracts through they felt it was impossible with the time frames of the grant. Altman stated the 2006 funding is completely competitive this year and we need to put together grant request for 2006 and those are due through the State to the Feds on March 2nd. These are not timeframes that we sat on, we just received this information 2 weeks ago. Altman requested a motion, using UASI funds, that she be authorized to contract with Mr. Mack at the rate of \$55.00 per hour with a not to exceed of \$20,000 to work on those two projects. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Regional Transit Authority

Altman stated there has been some concern with the Regional Transit Authority (RTA) about the cities and town's involvement. Currently the RTA is comprised by two governor's appointments, a union appointment, Indy-Go, several from Mayor Peterson's office and appointments from the county's that adjoin the area. Carmel, Fishers and Anderson are concerned because all of the cities and towns get one appointment from the four most populated, there is not an opportunity to expand internally by the board. It has been suggested by Scott Faultless of Fishers and Mayor Brainard of Carmel, that the legislation be updated to have more involvement with cities and towns and have appointments from 10-12 additional cities and towns, if they elect to join the RTA. Altman stated to keep a balance with Marion County we have discussed one to one appointment and Mayor Peterson could make one more appointment to balance the populations. She has discussed this with the RTA Board and they are more inclined to go with what is in statute but they did not have a problem with being more inclusive with cities and towns. The more participation as a group the more likely we would have a better product and succeed with public transportation. Dillinger and Holt stated they would favor getting the cities and towns involved.

Attorney [2:57:48]

Resolution 1-23-06-A - Poor Assistance Appeals

Mr. Michael Howard presented Resolution 1-23-06-A, Poor Assistance Appeals for Commissioner's review. Because of the detailed procedures required by statute, the Commissioners can not mandate the Township Trustees do certain things, but you can recommend them and tell them it would be considered in denying the appeal. This resolution will be sent by the Auditor to the Trustees and states that the appeal will be denied for failure to provide documentation, failure to comply with procedures, the Trustee should provide a non-compliance notice to the person and give them a chance to remedy that prior to denial. It should be clear and the applicant should acknowledge receipt in writing. In the event of a denial it will require a written notification of denial and a short reason. It also provides that this document should be delivered to the Auditor at least 5 days prior to the appeal. Holt stated he is uncomfortable with paragraph 6. It is confusing and could read it that as long as we are provided with paperwork we would not grant an appeal, which is not what the statute says. Altman stated in paragraph 2 she would like it stated that each applicant needs to have notice that failure to comply will result in denial and denial lasts for "x" days. Howard will revise the Resolution and bring it to the next meeting.

Ordinance 1-23-06-B - Copies of Voter Registration Lists

Howard presented Ordinance 1-23-06-B, Copies of Voter Registration Lists for Commissioner's review. The statute provides that copies of public records, the fees must be approved by Ordinance by County Council. Howard stated he has prepared the Ordinance for the Council's February meeting. Dillinger motioned to forward the Ordinance to the County Council with a favorable recommendation. Altman seconded. Motion carried unanimously.

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Ordinance 1-23-06-A, Establishing a Public Safety Board

Sheriff Doug Carter stated Ordinance 1-23-06-A, An Ordinance Establishing Hamilton County Interagency Public Safety Board, was born through a UASI initiative and address concerns regarding sharing information and resources and being able to communicate laterally on a regular basis. We meet the first and third Thursdays of each month and it allows us to get updates on real time information. The federal government has tight guidelines and what they expect from us. The ordinance will be agreed upon by Carmel, Fishers, Westfield, Noblesville and there will be a representative from the northern part of the county. All of the parties have seen this ordinance and are comfortable with its representation. Dillinger motioned to suspend the rules. Altman seconded. Motion carried unanimously. Dillinger motioned to approve Ordinance 1-23-06-A on first reading. Altman seconded. Motion carried unanimously.

Sheriff

Vehicle Replacement

Sheriff Carter stated earlier this year a deputy was involved in a personal injury accident on SR 238. The vehicle was totaled. This vehicle was not built in to our 10 year replacement schedule. Carter asked if there was any possibility of recouping any of those funds. Altman asked if this is beyond the vehicle we discussed at the last meeting. Holt stated we discussed one back-up car that was used for civil service and the other was a relatively new vehicle. Carter stated yes, it is the new vehicle, the Intrepid. Altman stated we agreed to keep the car for salvage and then pay out of the liability trust fund for the replacement vehicle.

Administrative Assistant

Proclamation - Joe Burgess

Swift requested the Commissioners sign the Proclamation for Joe Burgess to be named Cemetery Commission President Emeritus, which was approved at the last meeting.

Clay Regional Waste District Wage Determination Appointment

Dillinger motioned to appoint Bob Book as an appointment to the Clay Regional Waste District Wage Determination Committee. Altman seconded. Motion carried unanimously.

Riverview Hospital

Swift stated the Riverview Hospital Board of Trustees will be inviting the Commissioners to a presentation of their strategic plan on February 27th at 5:30 p.m.

Voting Machines

Swift stated Kathy Richardson has acquired 82 more voting machines from Shelby County, free of charge. They will be used for reserve and eventually for parts.

Friday Morning Meeting

Swift stated the Friday morning meeting is set for January 27th at 7:30 a.m. in the Conference Room, beginning with the highway department, then Executive Session at 8:00 a.m.

Retreat

Swift presented a draft of the February 22, 2006 retreat agenda. The retreat will be held at Morse Beach Park beginning at 7:30 a.m. with breakfast and lunch catered by the Uptown Cafe. The retreat is scheduled to end at 2:00 p.m.

Auditor [3:27:38]

Gandhi Property Tax Letter

Mills stated the Commissioners received a letter Manish Gandhi and Tricia Gandhi requesting the Commissioners release the penalty for a late payment on their property taxes. Mills stated they need to go back to their title company who should have told them when their property taxes were due. Altman motioned to deny the request, the Commissioners have no authority to release the late fee. Dillinger seconded. Motion carried unanimously.

Covered Bridge Certification

Mills requested approval on the Covered Bridge Certification. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Capital Asset Notifications

Mills requested approval of Capital Asset Notification Forms from the Sheriff's Department, Health Department and for the airport. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Drainage Board

Mills requested the release of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-2002-00353 - Bond Safeguard Insurance Company Subdivision Performance Bond No. 5001605 for Taylor Trace storm sewers, subsurface drain and erosion control - \$32,074.00. 2) HCDB-2003-00082 - First Merchants Bank Irrevocable Standby Letter of Credit No. FMB-1381 for Highland Prairie off-site storm pipe and structures - \$11,252.00. 3) HCDB-2004-0016 - Lexon Insurance Company Subdivision Bond No. 1003932 for Village of West Clay, Section 5003 storm sewers - \$193,538.00. 4) HCDB-2004-00061 - Bond Safeguard Insurance Company Bond No. 5012499 for Village of West Clay Section 12002A storm sewers - \$101,821.00. 5) HCDB-2004-00062 - Bond Safeguard Insurance Company Bond No. 5012500 for Village of West Clay Section 12002A erosion control - \$58,000.00. 6) HCDB-2004-00085 - Bond Safeguard Insurance Company Bond No. 5012815 for Claybourne Section 3 storm sewers and subsurface drains - \$207,322.50. 7) HCDB-2004-00086 - Bond Safeguard Insurance Company Bond No. 5012808 for Claybourne Section 3 erosion control - \$116,600.00. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Treasurer's Monthly Report

Mills requested approval of the County Treasurer's Monthly Report dated December 31, 2005. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Payroll Claims

Mills requested approval of Payroll Claims for the period of January 1-15, 2006 paid January 27, 2006. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid January 24, 2006. These claims will include the Steckley Claim for the Prosecutor's office. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Altman motioned to adjourn. Dillinger seconded. Motion carried unanimously.

Executive Session

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The Commissioners met in Executive Session for Discussion of Land Acquisition IC5-14-1.5-6.1(b)(2)(D) at 4:30 p.m. in Conference Room 1A.

Commissioners Correspondence

- Proposed Agenda for February 22, 2006 Retreat
- Reith-Riley Correspondence re: Allisionville Road Project
- Easter & Cavosie Request for Public Records - Allisonville Road Project
- Indiana American Water Correspondence re: HHW Waste Facility
- IDEM Notice of Sewer Permit Applications:
 - Deer Path, Section 17 - Noblesville
 - interceptor Extension, Phase 2 - Fishers
 - Windsor Grove II - Carmel
- IDEM Notice of Construction Permit Applications for Sanitary Sewers
 - First Farmers Bank & Trust - Sheridan
 - The Villages of Oak Manor, Section 1 - Westfield

Present

- Christine Altman, Commissioner
- Steven C. Dillinger, Commissioner
- Steven A. Holt, Commissioner
- Robin M. Mills, Auditor
- Kim Rauch, Administrative Assistant to Auditor
- Fred Swift, Administrative Assistant to Commissioners
- Michael A. Howard, Attorney
- Darren Murphy, Attorney
- Doug Carter, Sheriff
- Brad Davis, Highway Director
- Jim Neal, Highway Engineer
- Virginia Hughes, Administrative Assistant to Highway Engineer
- Mike McBride, Highway Technical Engineer
- Christopher Burt, Highway Staff Engineer
- Tim Knapp, Highway Right-of-Way Specialist
- Matt Knight, Highway Staff Engineer
- Faraz Kahn, Highway Department
- Kathy Howard, Highway Department
- Bob Davis, Highway Superintendent
- Kim Good, Hamilton County Treasurer
- Dave Richter, United Consulting Engineers
- Sharon Thomas, Citizen
- Patti Smith, Beam, Longest and Neff
- Doug Walker, Walker & Associates
- Don Dickerson, Burnham & Flower
- Dennis Neidigh, CMT
- Becki Wise, USI
- Floyd Burroughs, FEBA
- Stacy Dieterr, FEBA
- Kevin Greene, CPI Supply
- Jay Longenecker, Asphalt Materials
- Walt Quate, Marathon Petroleum Company
- Matt Kelley, Shelly & Sands
- Mark Jones, E&B Paving

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Robin M. Mills, Auditor